

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

RAPHAEL BIGIO, BAHIA BIGIO, FERAL
SALMA BIGIO AND B. BIGIO & CO.,

Plaintiffs,

v.

THE COCA-COLA COMPANY and
THE COCA-COLA EXPORT CORPORATION,

Defendants.

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97 CIV. 2858 (BSJ)

DECLARATION OF PAUL A. STRAUS

I, Paul A. Straus, hereby declare that:

1. I am a member of the law firm of King & Spalding LLP, attorneys for defendants The Coca-Cola Company and The Coca-Cola Export Corporation in this action. I submit this declaration in support of defendants' motion to dismiss plaintiffs' amended complaint. In particular, I make this declaration to put before the Court the documents listed below. I am fully familiar with the facts set forth herein.

2. Annexed hereto as Exhibit A is a copy of the Amended Complaint in this action, which was filed on August 10, 2009.

3. Annexed hereto as Exhibit B is a copy of the original complaint in this action, which was filed on April 21, 1997.

4. Annexed hereto as Exhibit C is a copy of the Amended Memorandum Opinion And Order dated June 9, 1998 entered by the Honorable Judge John S. Martin in this action.

5. Annexed hereto as Exhibit D is the Third Supplemental Declaration of Ahmed G. Abou Ali made on August 23, 2009.

6. Annexed hereto as Exhibit E is a copy of the decision reported at *Bigio v. The Coca-Cola Co.*, 239 F.3d 440 (2d Cir. 2001).

7. Annexed hereto as Exhibit F is a copy of the decision reported at *Bigio v. Coca-Cola Co.*, No. 97 Civ. 2858, 2005 U.S. Dist. LEXIS 1587 (S.D.N.Y. Feb. 3, 2005).

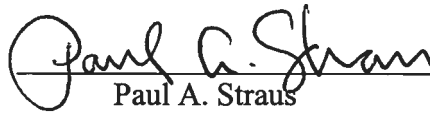
8. Annexed hereto as Exhibit G is a copy of the decision reported at *Bigio v. Coca-Cola Co.*, 448 F.3d 176 (2d Cir. 2006).

9. Annexed hereto as Exhibit H is a copy of the decision reported at *Sinaltrainal v. The Coca-Cola Co.*, No. 06-15851, 2009 U.S. App. LEXIS 17764 (11th Cir. Aug. 11, 2009).

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I declare under penalty of perjury that to the best of my knowledge the foregoing is true and correct.

Executed at New York, New York on August 24, 2009.


Paul A. Straus